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TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional)

CHM-021M

In re Application of: Eric James WALL

Application No.: 10/597,991

Filed: June 21, 2007 (I.A. Filing Date)

For: INJECTION DEVICE FOR ADMINISTERING A VACCINE

The owner*, CHILDREN'S HOSPITAL MEDICAL CENTER, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Numbers 10/605,187 and 10/597,997 all filed on 9/12/2003 and 6/21/2007, respectively, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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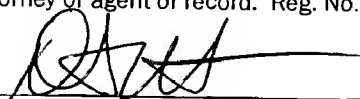
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 33,746

Signature



Daniel F. Nesbitt

Typed or printed name

December 7, 2009

Date

513-229-0383

Telephone Number



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